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| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | | Application Number | 10/735,419 |
| | | Filing Date | December 11, 2003 |
| | | First Named Inventor | Gilbert, Michel |
| | | Art Unit | 1652 |
| | | Examiner Name | Not yet assigned |
| Total Number of Pages in This Submission | 16 | Attorney Docket Number | 019633-000118US |

| ENCLOSURES (Check all that apply) | | |
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| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> Return Postcard |
| Remarks | | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|--|
| Firm or Individual | Townsend and Townsend and Crew LLP Beth L. Kelly Reg. No. 51,868 |
| Signature | |
| Date | May 6, 2004 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
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| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Typed or printed name | Jo Ann Honcik Dallara | | |
| Signature | | Date | May 6, 2004 |

PATENT

Attorney Docket No.: 019633-000118US

Client Reference No.: NRC00072.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

GILBERT and WAKARCHUK

Application No.: 10/735,419

Filed: December 11, 2003

For: NUCLEIC ACIDS ENCODING
SIALYTRANSFERASES FROM C.
JEJUNI

Customer No. 20350 /

Confirmation No. 2617

Examiner: Unassigned

Art Unit: 1652

INFORMATION DISCLOSURE
STATEMENT UNDER 37 CFR §1.97 and
§1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

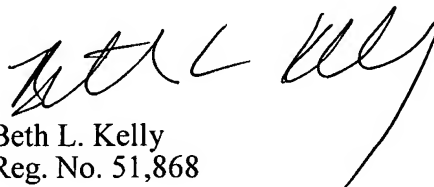
The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. In accordance with 37 CFR §1.98(d), copies of the references can be found in Application No. 09/816,028, filed March 21, 2001 (Attorney Docket No. 019633-000111US). The references cited as BA-BC are enclosed herein. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Dated: May 6, 2004


Beth L. Kelly
Reg. No. 51,868

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BLK:mbn
60120153 v1



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|---|------------|--------------------------|-------------------|------------------------|-----------------|
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | Complete if Known | | | |
| | | Application Number | 10/735,419 | | |
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| | | First Named Inventor | Gilbert, Michel | | |
| | | Art Unit | 1652 | | |
| Examiner Name | Unassigned | | | | |
| Sheet | 1 | of | 3 | Attorney Docket Number | 019633-000118US |

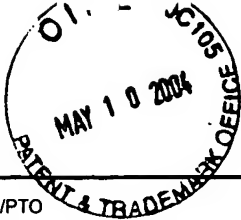
| U.S. PATENT DOCUMENTS+ | | | | | |
|------------------------|--------------------------|--|--------------------------------|--|---|
| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number Kind Code ² (if known) | | | |
| | AA | US-5,352,670 | 10-04-1994 | Venot et al. | |
| | AB | US-5,374,541 | 12-20-1994 | Wong et al. | |
| | AC | US-5,545,553 | 08-13-1996 | Gotschlich | |

| FOREIGN PATENT DOCUMENTS | | | | | | | | |
|--------------------------|-----------------------|---------------------------|---------------------|-----------------------------------|--------------------------------|--|--|--------------------------|
| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | | Country Code ³ | Number ⁴ | Kind Code ⁵ (if known) | | | | |
| X | AD | WO | 92/16640 | | 10-01-1992 | The Scripps Research Institute | | <input type="checkbox"/> |
| X | AE | WO | 96/32491 | | 10-17-1996 | Cytel Corp. | | <input type="checkbox"/> |
| X | AF | WO | 99/49051 | A1 | 09-30-1999 | National Research Council of Canada | | <input type="checkbox"/> |
| X | AG | WO | 00/46379 | A1 | 08-10-2000 | Gilbert et al. | | <input type="checkbox"/> |

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60120153 v1



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| Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | | Complete if Known | | |
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| | | | Art Unit | 1652 | |
| | | | Examiner Name | Unassigned | |
| Sheet | 2 | of | 3 | Attorney Docket Number | 019633-000118US |

| NON PATENT LITERATURE DOCUMENTS | | | | |
|---------------------------------|--------------------------|---|--|----------------|
| Examiner Initials * | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | | T ² |
| ✓ | AH | ASPINALL et al.; "Chemical Structures of the Core Regions of <i>Campylobacter</i> Jejuni Serotypes O:1, O:4, O:23, and O:36 Lipopolysaccharides"; <i>European Journal of Biochemistry</i> ; May, 1993; pp. 1017-1027; Vol. 213, No.3. | | |
| ✓ | AI | ASPINALL et al.; "Lipopolysaccharides from <i>Campylobacter jejuni</i> Associated with Guillain-Barre Syndrome Patients Mimic Human Gangliosides in Structure"; <i>Infect. Immun.</i> ; 1994a; pp. 2122-2125; Vol. 62. | | |
| ✓ | AJ | ASPINALL et al.; "Lipopolysaccharides of <i>Campylobacter jejuni</i> Serotype O:19: Structures of Core Oligosaccharide Regions from the Serostrain and Two Bacterial Isolates from Patients with the Guillain-Barre Syndrome"; <i>Biochemistry</i> ; 1994b; pp. 241-249; Vol. 33. | | |
| ✓ | AK | ASPINALL et al.; "Lipopolysaccharides of <i>Campylobacter jejuni</i> Serotype O:19: Antigen Chains from the Serostrain and Two Bacterial Isolates from Patients with the Guillain-Barre Syndrome"; <i>Biochemistry</i> ; 1994c; pp. 250-255; Vol. 33. | | |
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| ✓ | AN | GILBERT et al.; "Biosynthesis of Ganglioside Mimics in <i>Campylobacter</i> Jejuni OH4384"; <i>The Journal of Biological Chemistry</i> ; February 11, 2000; pp. 2896-3906; Vol. 275, No. 6; The American Society for Biochemistry and Molecular Biology, Inc.; USA. | | |
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| ✓ | AP | GILBERT et al.; EMBL Acc# AY044868 2002. Alignment with SEQ ID NO: 3. | | |
| ✓ | AQ | ITO et al.; "Synthesis of Bioactive Sialosides"; <i>Pure Appl. Chem.</i> ; 1993; p. 753; Vol. 65. | | |
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| | AS | PARKHILL et al.; "The Genome Sequence of the Food-Borne Pathogen <i>Campylobacter</i> Jejuni Reveals Hypervariable Sequences"; <i>Nature</i> ; February 10, 2000; pp. 665-668; Vol. 403. | | |
| ✓ | AT | PENNER et al.; "Diversity of Lipopolysaccharide Structures in <i>Campylobacter</i> Jejuni"; <i>The Journal of Infectious Diseases</i> ; December, 1997; pp. S135-S138; Vol. 176, No. 2. | | |
| ✓ | AU | PRENDERGAST et al.; "Lipopolysaccharides form <i>Campylobacter</i> Jejuni O:41 Strains Associated with Guillain-Barré Syndrome Exhibit Mimicry of GM1 Ganglioside"; <i>Infection and Immunity</i> ; August 1998; pp. 3649-3677; Vol. 66, No. 8. | | |
| ✓ | AV | PRESTON et al.; "The Lipooligosaccharides of Pathogenic Gram-Negative Bacteria"; <i>Critical Reviews in Microbiology</i> ; 1996; pp. 139-180; Vol. 22. No. 3. | | |
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| ✓ | AX | SALLOWAY et al.; "Miller-Fisher Syndrome Associated with <i>Campylobacter jejuni</i> Bearing Lipopolysaccharide Molecules that Mimic Human Ganglioside GD"; <i>Infect. Immun.</i> ; 1996; pp. 2945-2949; Vol. 64. | | |

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| Examiner Signature | Date Considered |
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¹ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

² Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.



PTO/SB/08B (08-03)

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| Sheet | 3 | of | 3 | Attorney Docket Number | 019633-000118US |

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|---|----|--|--|
| X | AY | WAKARCHUK et al.; "Functional Relationships of the Genetic Locus Encoding the Glycosyltransferase Enzymes Involved in Expression of the Lacto-N-neotetraose Terminal Lipopolysaccharide Structure in Neisseria meningitidis"; J. Biol. Chem.; 1996; pp. 19166-19173; Vol. 271. | |
| X | AZ | WOOD et al.; "Cloning, Mutation and Distribution of a Putative Lipopolysaccharide Biosynthesis Locus in Campylobacter Jejuni"; Microbiology; February 1999; pp. 379-388; Vol. 145, No. 2. | |
| X | BA | PARKHILL, J., ET AL., "The genome sequence of the food-borne pathogen <i>Campylobacter jejuni</i> reveals hypervariable sequences," Nature, 10 Febr. 2000, 403:665-668. | |
| | BB | Accession No. AL111168 | |
| | BC | http://web.archive.org/web/*/http://www.sanger.ac.uk/Projects/C_jejuni/ Search Results for Jan 01, 1996 - Apr 07, 2004 | |

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